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05-0072 has been consolidated with the following cases: [05-0071](#). You may locate other relevant information in these cases.

ILLINOIS COMMERCE COMMISSION
Document in 05-0072 for 12/7/2005

Petition to Intervene

FILED BY:
MONICA J. SADLER
FOR OAK RUN PROPERTY OWNERS ASSOC.
7310 37TH AVE.
MOLINE, IL 61265
(309) 792-3969

DATE:
Sep 23 2005 12:00AM

MEANS RECV'D:
Hand Delivered

FILED IN:
05-0072

DESCRIPTION:
Petition to Intervene

FILES:

1. [Petition to Intervene](#) [164 KB]
2. [Exhibit A](#) [161 KB]
3. [Exhibit B](#) [73 KB]
4. [Exhibit C](#) [95 KB]

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AMENDMENT
TO THE
DECLARATION OF RESTRICTIVE COVENANTS BY
AMERICAN CENTRAL CORPORATION
HEREINAFTER CALLED DEVELOPER

WITNESSETH:

WHEREAS, the Developer has filed for record in the Recorder's Office of Knox County, Illinois, Restrictive Covenants for their plat of Forest Ridge Subdivision in Knox County, Illinois which Restrictive Covenants were filed in the Recorder's Office in and for Knox County, Illinois on the 17th day of November, 1971 in Book 729 of Records at page 92 and an amendment thereto filed on the 6th day of December, 1971 in Book 729 of Records at Page 597 and,

WHEREAS, the Developer herein desires to amend the aforesaid Restrictive Covenants.

NOW THEREFORE, the Developer herewith amends, modifies and changes the aforesaid covenants in the following respects:

The first two paragraphs of Article VII, Section 7 shall be deleted and the following substituted therefore: .

At some time subsequent to the initial development, it may be necessary to construct a community sewage disposal system. The construction of such public system may be financed, in whole or in part, by the creation of a special assessment district which shall include all original lots.

Each owner will pay such special assessments as may be levied against his lot by such special assessment district and shall take the necessary steps as required by the appropriate state, county and township agencies to connect, at his own expense, his sewage discharge facilities to such community system within 90 days following the completion of said system.

The following paragraph, Section 8, shall be added to Article VII:

Central Illinois Utilities, Inc. proposes to construct a water system to serve all lots in the properties. At or after such time as water service is made available to lots within the Properties, Central Illinois Utilities, Inc. will give written notice to all owners to whom such service is available. When water service is available in the main installed on or adjacent to a lot, whether or not a tap-on has been made, the owner shall pay an annual water availability fee of \$50.00 per lot. This fee may be billed on an annual, semi-annual or quarterly basis at the discretion of Central Illinois

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Utilities, Inc. In addition, a hook-on fee of \$195.00 (or the actual cost thereof, if greater), shall be charged for each connection made at the time of making such connection. Central Illinois Utilities, Inc. reserves the right to sell the water system and all rights to Water Charges and hook-on fees to a private or public water company. Following hook-up, the rates for standard one-family residential water usage shall not exceed the sum of \$60.00 per year adjusted not more frequently than annually for cost-of-living charges as determined by the United States Government; Provided however that in the event Central Illinois Utilities, Inc. or its assignee of such water system shall apply for or otherwise be subject to regulation thereof by appropriate state authority, then the rates and conditions of service approved by such regulatory authority and the rules and regulations thereof shall control.

Dated June 23, 1972

AMERICAN CENTRAL CORPORATION

Witnesses:

Peggy Jo Hill
Peggy Jo Hill

By Carl H. Oberg
Carl H. Oberg, Assistant Secretary

Guinevere E. Fallows
Guinevere E. Fallows

By Harry C. Swan
Harry C. Swan, Executive Vice President

STATE OF MICHIGAN)
COUNTY OF INGHAM) SS

On this 23rd day of June, 1972 personally appeared before me, a Notary Public in and for the aforesaid County, Peggy Jo Hill and Carl H. Oberg who stated that they are the Assistant Secretary and Executive Vice President respectively of the above corporation and acknowledged the foregoing instrument to be their free act and deed.

Peggy Jo Hill
Peggy Jo Hill, Notary Public
Ingham County, Michigan

My comm. expires May 23, 1975.

